



TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
112701-200

In the Application Of: Fuchs et al.

Serial No.
09/821,498

Filing Date
March 29, 2001

Examiner
H. Prat

Group Art Unit
1761

Title: **NUTRITIONAL COMPOUNDS AND METHODS OF IMPROVING PROTEIN DEPOSITION**

RECEIVED
JAN 15 2003
TC 1700

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Amendment (6 pgs.); and return receipt postcard.

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **02-1818** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.

Signature

Dated: January 8, 2003

Robert M. Barrett
Reg. No. 30,142
BELL, BOYD & LLOYD LLC
P.O. Box 1135
Chicago, IL 60690-1135
Phone: 312-807-4204

I certify that this document and fee is being deposited on 01-08-2003 with the U.S. Postal Service as first class mail under 39 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Robert J. Buccieri

Typed or Printed Name of Person Mailing Correspondence

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#7/A
1/13/03
[Signature]

Applicants: Fuchs et al.
Appl. No.: 09/821,498
Filed: March 29, 2001
Title: NUTRITIONAL COMPOUNDS AND METHODS OF IMPROVING PROTEIN DEPOSITION
Art Unit: 1761
Examiner: H. Prat
Docket No.: 112701-200

Commissioner for Patents
Washington, DC 20231

RECEIVED
JAN 15 2003
TC 1700

AMENDMENT

Sir:

Please enter the following Amendment in the above-identified patent application.

In the Claims:

Please amend Claims 1, 15, and 26 as follows:

A 1. (Amended) A method for improving muscle protein synthesis comprising the steps of administering a therapeutically effective amount of a composition comprising: a protein source which provides at least 8% of the total calories of the composition and which includes at least 50% by weight, of the protein source, whey protein, a lipid source having an omega 3 to 6 fatty acid ratio of approximately 5:1 to about 10:1 and which provides at least 18% of the total calories of the composition, a carbohydrate source, and a micronutrient profile comprising at least vitamin E and vitamin C.

A 15. (Amended) A method for preventing muscle loss in an individual at risk of same comprising the steps of administering a therapeutically effective amount of a composition comprising: a protein source which provides at least 8% of the total calories of the composition